ESTTA Tracking number:

ESTTA726366

Filing date:

02/11/2016

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

Proceeding	92061743	
Party	Plaintiff Conopco, Inc.	
Correspondence Address	LINDSEY UTRATA BAKER & MCKENZIE LLP 452 5TH AVE NEW YORK, NY 10018 UNITED STATES Lisa.Rosaya@bakermckenzie.com, Lindsey.Utrata@bakermckenzie.com, NYC-Trademarks@bakermckenzie.com	
Submission	Stipulated/Consent Motion to Extend	
Filer's Name	Lindsey Utrata	
Filer's e-mail	lisa.rosaya@bakermckenzie.com, lindsey.utrata@bakermckenzie.com, nyc- trademarks@bakermckenzie.com	
Signature	/LEU/	
Date	02/11/2016	
Attachments	Cancellation_No. 92061743_against_BE_MOREConsented_Motion_to_Extend - 2-11-2016.pdf(20697 bytes)	

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

Conopco, Inc.	)	
-	)	
Petitioner,	)	
	) Registration No. 4425792	2
V.	) Mark: <b>BE MORE</b>	
	) Cancellation No.: 92061	743
The FRS Company	)	
	)	
Registrant.	)	

## CONSENTED MOTION TO EXTEND DISCOVERY AND TESTIMONY DATES IN CANCELLATION PROCEEDING

Pursuant to 37 C.F.R. § 2.120(a) and Rule 6(b), Fed.R.Civ.P., Petitioner, Conopco, Inc., by and through its undersigned attorneys, hereby respectfully requests that the Trademark Trial and Appeal Board (the "Board") extend all periods in the instant cancellation proceeding for a period of thirty (30) days such that the following new deadlines would be applicable:

Initial Disclosures Due:	03/12/2016
Expert Disclosures Due :	07/10/2016
Discovery Period to Close:	08/09/2016
Plaintiff Pretrial Disclosures :	09/23/2016
Plaintiff's 30-day Trial Period Ends:	11/07/2016
Defendant's Pretrial Disclosures :	11/22/2016
Defendant's 30-day Trial Period ends:	01/06/2017
Plaintiff's Rebuttal Disclosures :	01/21/2017
Plaintiff's 15-day Rebuttal Period Ends:	02/20/2017

Jonathan Hyman, counsel for Registrant, consented to this Motion in an email dated February 11, 2016 to Petitioner's counsel. Therefore, Petitioner respectfully requests that this Motion be **GRANTED**.

Respectfully submitted,

<u>/LEU/</u>

Lisa W. Rosaya Lindsey Utrata 452 Fifth Avenue New York, NY 10018

Tel: +1 212 626 4557 Fax: +1 212 310 1659 Attorneys for Petitioner

Date: February 11, 2016

## **CERTIFICATE OF SERVICE**

This is to certify that a copy of the foregoing **CONSENTED MOTION TO EXTEND DISCOVERY AND TESTIMONY DATES IN CANCELLATION PROCEEDING** was served by email, upon consent, on counsel for Registrant, Jonathan Hyman, Knobbe Martens

Olson & Bear LLP, 2040 Main Street, 14th Floor, Irvine, CA 92614 at

<u>Jonathan.Hyman@knobbe.com</u> on this 11th day of February 2016.

	/LEU/	
Lindsey Utrata		